

CLOSED,TYPE-I

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:12-cv-01176-RWR**

MCKINLEY v. COMMODITY FUTURES TRADING  
COMMISSION et al  
Assigned to: Judge Richard W. Roberts  
Cause: 05:552 Freedom of Information Act

Date Filed: 07/18/2012  
Date Terminated: 03/22/2013  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**VERN MCKINLEY**  
20745 Ashburn Station Place  
Ashburn, VA 20147  
(703) 470-9893

represented by **Michael Bekesha**  
JUDICIAL WATCH, INC.  
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V.

**Defendant**

**COMMODITY FUTURES TRADING  
COMMISSION**

represented by **Carl Ezekiel Ross**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**SECURITIES AND EXCHANGE  
COMMISSION**

represented by **Carl Ezekiel Ross**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
07/18/2012	<u>1</u>	COMPLAINT against All Defendants ( <i>Commodity Futures Trading Commission and Securities and Exchange Commission</i> ) ( Filing fee \$ 350 receipt number 0090-3006943) filed by VERN MCKINLEY. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(Orfanedes, Paul) (Entered: 07/18/2012)
07/18/2012	<u>2</u>	NOTICE of Appearance by Michael Bekesha on behalf of VERN MCKINLEY (Bekesha, Michael) (Entered: 07/18/2012)

07/18/2012		Case Assigned to Judge Richard W. Roberts. (sth, ) (Entered: 07/18/2012)
07/18/2012	<u>3</u>	ELECTRONIC SUMMONS (4) Issued as to COMMODITY FUTURES TRADING COMMISSION, SECURITIES AND EXCHANGE COMMISSION, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Summons)(sth, ) (Entered: 07/18/2012)
08/22/2012	<u>4</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by COMMODITY FUTURES TRADING COMMISSION (Attachments: # <u>1</u> Text of Proposed Order)(Ross, Carl) (Entered: 08/22/2012)
08/23/2012	<u>5</u>	RESPONSE re <u>4</u> MOTION for Extension of Time to File Answer re <u>1</u> Complaint, filed by VERN MCKINLEY. (Attachments: # <u>1</u> Text of Proposed Order)(Bekesha, Michael) (Entered: 08/23/2012)
09/24/2012	<u>6</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by COMMODITY FUTURES TRADING COMMISSION (Attachments: # <u>1</u> Text of Proposed Order)(Ross, Carl) (Entered: 09/24/2012)
09/25/2012	<u>7</u>	ANSWER to Complaint by COMMODITY FUTURES TRADING COMMISSION.(Ross, Carl) (Entered: 09/25/2012)
10/12/2012		MINUTE ORDER: It is hereby ORDERED that defendant's motions <u>4</u> , <u>6</u> for extension of time be, and hereby are, GRANTED nunc pro tunc. Signed by Judge Richard W. Roberts on 10/12/2012. (lcrwr1) (Entered: 10/12/2012)
10/23/2012	<u>8</u>	ORDER setting Initial Scheduling Conference for November 9, 2012 at 9:15 a.m. Signed by Judge Richard W. Roberts on 10/23/2012. (lcrwr1) (Entered: 10/23/2012)
10/23/2012		Set Hearings: Scheduling Conference set for 11/9/2012 at 09:15 AM in Courtroom 9 before Judge Richard W. Roberts. (hs) (Entered: 10/23/2012)
11/02/2012	<u>9</u>	STATUS REPORT ( <i>Joint Status Report</i> ) by COMMODITY FUTURES TRADING COMMISSION. (Ross, Carl) (Entered: 11/02/2012)
11/08/2012		MINUTE ORDER: In light of the parties' November 2, 2012 status report, it is hereby ORDERED that the November 9, 2012 initial scheduling conference is CANCELLED. It is further ORDERED that the parties file by January 11, 2013 a joint status report and proposed order. Signed by Judge Richard W. Roberts on 11/8/2012. (lcrwr1) (Entered: 11/08/2012)
01/11/2013	<u>10</u>	STATUS REPORT <i>Joint Status Report</i> by COMMODITY FUTURES TRADING COMMISSION. (Ross, Carl) (Entered: 01/11/2013)
01/15/2013		MINUTE ORDER: In light of the parties' January 11, 2013 status report, it is hereby ORDERED that the parties file by January 25, 2013 a joint status report and proposed order. Signed by Judge Richard W. Roberts on 1/15/13. (lcrwr1) (Entered: 01/15/2013)
01/15/2013		Set/Reset Deadlines: Joint Status Report due by 1/25/2013. (hs) (Entered: 01/15/2013)
01/25/2013	<u>11</u>	STATUS REPORT ( <i>Joint</i> ) by VERN MCKINLEY. (Bekesha, Michael) (Entered: 01/25/2013)
01/25/2013		MINUTE ORDER: In light of the parties' January 25, 2013 status report, it is hereby ORDERED that the parties file by February 5, 2013 a joint status report and proposed order. Signed by Judge Richard W. Roberts on 1/25/13. (lcrwr1) (Entered: 01/25/2013)
02/05/2013	<u>12</u>	STATUS REPORT <i>Joint Status Report</i> by SECURITIES AND EXCHANGE COMMISSION. (Ross, Carl) (Entered: 02/05/2013)
02/07/2013	<u>13</u>	SCHEDULING ORDER. See Order for deadlines and further information. Signed by Judge Richard W. Roberts on 2/7/13. (lcrwr1) (Entered: 02/07/2013)
02/07/2013		Set/Reset Deadlines: Summary Judgment motions due by 3/15/2013. Cross Motions due by 4/15/2013. Response to Cross Motions due by 5/15/2013. Reply to Cross Motions due by 5/30/2013. (hs) (Entered: 02/07/2013)

03/14/2013	<u>14</u>	Consent MOTION for Extension of Time to File by SECURITIES AND EXCHANGE COMMISSION (Attachments: # <u>1</u> Text of Proposed Order)(Ross, Carl) (Entered: 03/14/2013)
03/18/2013		MINUTE ORDER: It is hereby ORDERED that defendants' consent motion <u>14</u> for extension of time be, and hereby is, GRANTED. Defendants' motion for summary judgment shall be filed by March 22, 2013. Signed by Judge Richard W. Roberts on 3/18/13. (lcrwr1) (Entered: 03/18/2013)
03/18/2013		Set/Reset Deadlines; Defendant's Summary Judgment motions due by 3/22/2013. (hs) (Entered: 03/18/2013)
03/21/2013	<u>15</u>	STIPULATION of Dismissal <i>with Prejudice</i> by VERN MCKINLEY. (Bekesha, Michael) (Entered: 03/21/2013)